

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Anke Esperester, et al) Confirm. No.: 9274
Serial No.: 10/677,967) Art Unit: 1617
Filed: October 2, 2003) Examiner: Jennifer M. Kim
For: Ambroxol for the treatment of inflammation in the pharynx
Docket No.: 1/1556

December 21, 2006

Filed Electronically Via EFS-Web
Mail Stop Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This is in response to a communication from the Examiner in charge of the subject application, which communication was mailed on September 12, 2006. In that Office communication, a one-month shortened statutory period was set for response. Applicants hereby petition for the necessary three-month extension of time under 37 C.F.R. § 1.136 to respond to that action and note that the fee required under 37 C.F.R. § 1.17(a) in connection with this Amendment will be paid during electronic filing via the Revenue Accounting and Management System. Furthermore, if it is determined that any additional fees under 37 C.F.R. §§ 1.16 or 1.17 are due in connection with this Response, authorization to charge such fees to Deposit Account No. 02-2955 is provided during electronic filing via the Revenue Accounting and Management System. In addition, Applicants also request that any subsequently filed response requiring a petition for an extension of time for its timely submission be treated as if it incorporated such petition for an extension of time pursuant to the provisions of 37 C.F.R. § 1.136(a) and hereby authorize that any fees due in connection therewith be charged to Deposit Account No. 02-2955.

In the Office Action dated September 12, 2006, the Examiner imposed a restriction requirement. In response to that restriction requirement, Applicants hereby elect group II (claims 7-11) drawn to a method for treating inflammation in the pharynx.

Application No. 10/677,967
Response dated December 21, 2006
Response to Office action of September 12, 2006

Applicants reserve the right to prosecute in one or more divisional applications whatever subject matter is not examined or allowed here. Applicants also respectfully submit that all the pending claims are allowable and therefore solicit a Notice of Allowance for all of the pending claims. If the Examiner feels that a telephone interview would be helpful in advancing prosecution of this application, the Examiner is invited to contact the attorney below.

Respectfully submitted,

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Dated: December 21, 2006